IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY EIGHTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 10126 of 2005

Between:

1 Jonnada Sudhakar, s/o Jonnada Venkatesham,
R/o H.No. 4-6-67, Paan Bazaar,
Secunderabad.
2 Jonnada Dayakar, s/o Jonnada Venkatesham,
R/o H.No. 4-6-67, Paan Bazaar,
Secunderabad.
3 Jonnada Chandrasekar, s/o Jonnada Venkatesham,
R/o H.No. 4-6-67, Paan Bazaar,
Secunderabad.

..... PETITIONERS

AND

The Mandal Revenue Officer, Medchal Mandal,
Ranga Reddy District.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue Writ Order or Direction more particularly one in the nature of Writ of Mandamus, to declare the action of the respondent in attempting to dispossess the petitioners from the lands situated in Sy.No. 526/AA, 526/E and 526/EE admeasuring Ac. 1-36 Guntas, Ac. 2.20 Guntas and Ac. 1-39 Guntas of Gowdavally Village, Medchal Mandal, R.R. District, without following the due process of Law and without considering the explanation submitted by the petitioners to the show cause notice No. B/733/2005-5 dt. 21-3-2005 as illegal, arbitrary, unjust and violative of Articles 19 and 21 of the Constitution of India and consequently direct the respondent not to take any coercive steps.

Counsel for the Petitioners:MR.BOMMINENI AGA REDDY

Counsel for the Respondent: GP FOR REVENUE

The Court, at the stage of admission, made the following :

ORDER:

Petitioners were served with a show cause notice dated 21.03.2005 issued by the respondent-Mandal Revenue Officer, Medchal Mandal, Ranga Reddy District, under Rule 3 of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Rules, 1977 thereby calling upon them to show cause as to why they should not be evicted from the lands in S.Nos.526/AA, 526/E and 526/EE admeasuring Ac.1.36 guntas, Ac.2.20 guntas and Ac.1.39 cents respectively, situated at Gowdavally village, Medchal Mandal, Ranga Reddy District, alleging that they are in occupation of the assigned lands.

Petitioners state that the allegations made in the show cause notice are incorrect and without any basis and they have submitted their explanation on 21.04.2005. The grievance of the petitioners is that without considering the said explanation and without passing any final order, the respondent is taking steps to dispossess them from the lands in question highhandedly.

Having heard learned counsel for the petitioners and the learned Government Pleader for Revenue appearing for the respondent, and keeping in view the fact that no final order is yet passed, the writ petition is disposed of with a direction to the respondent not to interfere with the possession of the petitioners in respect of the lands in question till a final order is passed basing on the show cause notice dated 21.03.2005, and the same is communicated to the petitioners. No costs.

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28.04.2005

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To

1. The Mandal Revenue Officer, Medchal Mandal,
Ranga Reddy District.

2. Two C.Cs to the G.P., for Revenue, High Court Buildings,
Hyderabad (OUT).

3. 2 CD copies